



# *COMMONWEALTH of VIRGINIA*

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June 29, 2006

The Honorable David K. Paylor, Director  
Department of Environmental Quality  
Commonwealth of Virginia  
629 East Main Street  
Richmond, Virginia 23219

Re: Final Amendments to Regulations Concerning Open Burning  
(9 VAC 5 Chapter 40, Rev. H03)

Dear Mr. Paylor:

I have reviewed the above-referenced final regulation amendments, as adopted by the State Air Pollution Control Board on June 21, 2006.

It is my view that the Board possesses statutory authority to promulgate the above-referenced final regulation amendments.

Sincerely,

Carl Josephson  
Senior Assistant Attorney General